

RECEIVED
CENTRAL FAX CENTER

FACSIMILE COVER SHEET

DEC 22 2006

BRINKS
HOFER
GILSON
& LIONE®
A Professional Corporation
Intellectual Property
Law Worldwide

Date: December 22, 2006

To: Board of Patent Appeals and Interferences
BPAI Hearings Fax No: (571) 273-0299
USPTO Central Fax No.: (571) 273-8300From: Steven P. Shurtz
Tel. No: (801) 355-7900Appeal No.: 2006-3009
Our Client/Matter No.: 1391/1561

Re: Application No. 10/712,114

No. of Pages
(inc. this page): 2Confirmation Copy To Follow: Yes NoIF YOU HAVE ANY PROBLEMS RECEIVING THIS MESSAGE,
PLEASE CALL (801) 355-7900 AND ASK FOR: Jayna Lofgran

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED. IT MAY CONTAIN PRIVILEGED, CONFIDENTIAL, ATTORNEY WORK PRODUCT, OR TRADE SECRET INFORMATION WHICH IS EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAWS. IF YOU ARE NOT THE INTENDED RECIPIENT, OR AN EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION, OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE (AND ALL COPIES) TO US BY MAIL AT THE ABOVE ADDRESS. WE WILL REIMBURSE YOU FOR POSTAGE.

COVER MESSAGE:



Page 1
RECEIVED
CENTRAL FAX CENTER
DEC 22 2006

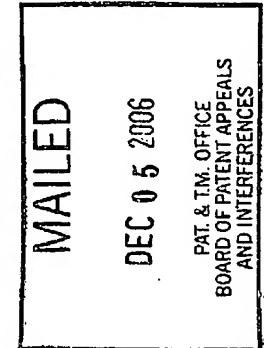
UNITED STATES PATENT AND TRADEMARK OFFICE

Board of Patent Appeals and Interferences

1391-1561

WRIGLEY & DREYFUS 28455
 BRINKS HOFER GILSON & LIONE
 P.O. BOX 10395
 CHICAGO, IL 60610

Appeal No: 2006-3009
 Appellant: Robert J. Yatka et al.
 Application No: 10/712,114
 Hearing Room: A
 Hearing Docket: A
 Hearing Date: Thursday, January 11, 2007
 Hearing Time: 01:00 PM
 Location: Madison Building - East Wing
 600 Dulany Street, 9th Floor
 Alexandria, Virginia 22313-1450



NOTICE OF HEARING
CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS

Your attention is directed to 37 CFR § 41.47. The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. If there are any inquiries, please contact the Clerk of the Board at 571-272-9797.

The application involved in this appeal has been published. Accordingly, the hearing in this appeal is open to the public.

CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED. This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

BPAI HEARINGS FAX No: (571) 273-0299

USPTO Central Fax No: (571) 273-8300

BPAI Mailing Address: Board of Patent Appeals and Interferences
 United States Patent and Trademark Office
 P.O. BOX 1450
 Alexandria, Virginia 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

CHECK ONE: HEARING ATTENDANCE CONFIRMED HEARING ATTENDANCE WAIVED

Steven P. Shure
 Signature of Attorney/Agent/Appellant

12/22/06
 Date

31,424
 Registration No.

Names of other visitors expected to accompany counsel:

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see
<http://www.uspto.gov/web/offices/com/gcounsel/contact.htm#bpaicontacts>